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15 KEURIG DR PEPPER INC.,  
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17 UNITED STATES DISTRICT COURT  
18 EASTERN DISTRICT OF CALIFORNIA  
19

20 SACCANI DISTRIBUTING COMPANY,  
a California corporation,

21 Plaintiff,

22 v.

23 KEURIG DR. PEPPER INC., a Delaware  
corporation; and DOES 1 through 20,  
24 inclusive,

25 Defendants.

26 CASE NO. 2:20-cv-00786-JAM-EFB  
27

28 **STIPULATION AND ORDER TO  
CONTINUE DEADLINE TO FILE JOINT  
STATUS REPORT AND RELATED  
DATES**

Complaint Filed: February 4, 2020  
Trial Date: Not Yet Scheduled

## **STIPULATION**

This Stipulation to Continue Deadline to File Joint Status Report (as set forth in ECF Doc. 2) is entered into by and between Plaintiff Saccani Distributing Company and Defendant Keurig Dr. Pepper Inc. (collectively, "Parties"). In accord with Eastern District of California Local Rule 143(a)(1), the Parties to this Stipulation, by and through their respective counsel, HEREBY STIPULATE as follows:

1. Because the Parties are in the process of engaging in meaningful settlement negotiations, and because the current deadline for the Rule 26(f) conference and filing the related Joint Status Report is Monday, June 15, 2020, the Parties jointly request that the Court continue the deadline for filing the Joint Status Report and associated deadlines (including for the Rule 26(f) conference). There is currently no Status (Pretrial Scheduling) Conference scheduled.

## Background

2. Plaintiff filed its Complaint (ECF Doc. 1 at 17-24) in the Sacramento County Superior Court of California on February 4, 2020.

3. Defendant removed this action to the Eastern District Court of California on April 16, 2020 (ECF Doc. 1).

4. The Court issued its Order Requiring Service of Process and Joint Status Report on April 16, 2020 (ECF Doc. 2). That Order ordered the Parties to confer as required by FRCP 26(f) and prepare and submit to the Court a joint status report that includes the Rule 26(f) discovery plan within sixty (60) days from the date of removal (ECF Doc. 2).

5. The Parties began settlement discussions on or about May 1, 2020 and have continued to engage in such discussions through the date of the filing of this Stipulation.

6. As part of their settlement negotiations, all Parties agreed that it made sense to stipulate to a short continuance of the deadline to file the Joint Status Report, and related dates (including the Rule 26(f) conference deadline), given the progress of the settlement discussions.

7. There is good cause to continue the deadline to file the Joint Status Report, and related dates (including the Rule 26(f) conference deadline), to allow the Parties to continue to engage in good faith settlement discussion. It would conserve party and judicial resources for the Rule 26(f)

1 conference and status report to be continued to allow the Parties to exhaust their settlement  
2 discussions.

3 Request

4 8. Accordingly, the Parties request this Court issue an order continuing the Joint Status Report,  
5 and related dates (including the Rule 26(f) conference deadline), by thirty (30) days.  
6

7 DATED: June 15, 2020

DELFINO MADDEN O'MALLEY COYLE &  
8 KOEWLER LLP

9 By: /s/ Monica Hans Folsom

10 MONICA HANS FOLSOM  
11 KRISTIN N. IVANCO  
12 Attorneys for Plaintiff  
13 SACCANI DISTRIBUTING COMPANY

14 DATED: June 15, 2020

HUSCH BLACKWELL LLP

15 BY: /s/ Richard A. Illmer (as authorized 6/15/2020)

16 RICHARD A. ILLMER  
17 CHALON N. CLARK  
18 Attorneys for Defendant  
19 KEURIG DR. PEPPER INC.

## ORDER

Pursuant to the joint stipulation of the Parties, and good cause appearing:

3 The Parties' deadline for filing the Joint Status Report and associated deadlines (including  
4 for the Rule 26(f) conference) as set forth in the Court's Order Requiring Service of Process and  
5 Joint Status Report on April 16, 2020 (ECF Doc. 2) are hereby continued by thirty (30) days.

## 6 || IT IS SO ORDERED.

DATED: June 16, 2020

/s/ John A. Mendez  
U. S. District Court Judge